

Claim 39, line 3, after "a" and before "diffusion", please insert -floating--.

Please add the following new claims:

Sub I'
115. (New) The imaging device according to claim 1, wherein said nitrogen containing layer has been removed wherever it is not covered by said photogate.

Sub F'
116. (New) The imaging device according to claim 14, wherein said nitrogen containing layer has been removed wherever it is not covered by said photogate.

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117. (New) The imaging device according to claim 28, wherein said nitrogen containing layer has been removed wherever it is not covered by said photogate.

118. (New) The imaging device according to claim 39, wherein said nitrogen containing layer has been removed wherever it is not covered by said photogate.

Sub I'
119. (New) The imaging device according to claim 53, wherein said nitrogen containing layer has been removed wherever it is not covered by said photogate.

Sub C1
120. (New) The imaging device according to claim 1, further comprising a gate stack over said substrate and beneath said insulating layer.

121. (New) The imaging device according to claim 14, further comprising a gate stack over said substrate and beneath said insulating layer.

122. (New) The imaging device according to claim 28, further comprising a gate stack over said substrate and beneath said insulating layer.